

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00538-CJN**

DEMOCRACY FORWARD FOUNDATION v. UNITED
STATES DEPARTMENT OF ENERGY
Assigned to: Judge Carl J. Nichols
Cause: 05:552 Freedom of Information Act

Date Filed: 02/28/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**DEMOCRACY FORWARD
FOUNDATION**

represented by **Javier M. Guzman**
DEMOCRACY FORWARD
FOUNDATION
P.O. Box 34553
Washington, DC 20043
(202) 448-9090
Email: jguzman@democracyforward.org
ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES DEPARTMENT
OF ENERGY**

represented by **Jason Todd Cohen**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2523
Fax: (202) 252-2599
Email: jason.cohen@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/28/2019	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF ENERGY (Filing fee \$ 400 receipt number 0090-5972427) filed by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Exhibit A, # <u>6</u> Exhibit B)(Guzman, Javier) (Entered: 02/28/2019)
02/28/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by DEMOCRACY FORWARD FOUNDATION (Guzman, Javier) (Entered: 02/28/2019)
02/28/2019		Case Assigned to Judge Amit P. Mehta. (zef,) (Entered: 02/28/2019)
02/28/2019	<u>3</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF ENERGY, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef,) (Entered: 02/28/2019)
03/08/2019	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/7/2019. (Answer due for ALL FEDERAL DEFENDANTS by 4/6/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/7/19., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF ENERGY served on 3/6/2019 (Attachments: # <u>1</u> Declaration)(Guzman, Javier) (Entered: 03/08/2019)

04/08/2019	<u>5</u>	NOTICE of Appearance by Jason Todd Cohen on behalf of UNITED STATES DEPARTMENT OF ENERGY (Cohen, Jason) (Entered: 04/08/2019)
04/08/2019	<u>6</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF ENERGY.(Cohen, Jason) (Entered: 04/08/2019)
04/09/2019	<u>7</u>	ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before April 23, 2019. The Joint Status Report shall include (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Amit P. Mehta on 04/09/2019. (lcapm1) Modified on 4/9/2019 (lcapm1,). Modified on 4/9/2019 (lcapm1). (Main Document 7 replaced on 4/9/2019) (zjd). (Entered: 04/09/2019)
04/09/2019		Set/Reset Deadlines: Joint Status Report due by 4/23/2019. (zjd) (Entered: 04/09/2019)
04/09/2019	<u>8</u>	Unopposed MOTION for Extension of Time to File <i>Joint Status Report</i> by UNITED STATES DEPARTMENT OF ENERGY (Cohen, Jason) (Entered: 04/09/2019)
04/11/2019		MINUTE ORDER granting <u>8</u> Defendant's Unopposed Motion for Extension of Time to File Joint Status Report. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before May 7, 2019. The Joint Status Report shall include (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Amit P. Mehta on 04/11/2019. (lcapm1) (Entered: 04/11/2019)
04/11/2019		Set/Reset Deadlines: Joint Status Report due by 5/7/2019. (zjd) (Entered: 04/12/2019)
05/07/2019	<u>9</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF ENERGY. (Cohen, Jason) (Entered: 05/07/2019)
05/09/2019		MINUTE ORDER. Defendant shall file a Status Report outlining Defendant's search and production efforts on or before June 28, 2019. Signed by Judge Amit P. Mehta on 05/09/2019. (lcapm1) (Entered: 05/09/2019)
05/09/2019		Set/Reset Deadlines: Defendant's Status Report due by 6/28/2019. (zjd) (Entered: 05/09/2019)
06/24/2019		Case directly reassigned to Judge Carl J. Nichols. Judge Amit P. Mehta is no longer assigned to the case. (rj) (Entered: 06/24/2019)
06/28/2019	<u>10</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF ENERGY. (Cohen, Jason) (Entered: 06/28/2019)